

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

DOUG BRIGGS, individually and as
Personal Representative of THE
ESTATE OF BARBARA DREYFUSS,

Plaintiff,

v.

LIFE CARE CENTERS OF
AMERICA, INC., LAKE VUE
OPERATIONS, LLC, ELLIE
BASHAM,

Defendants.

DARCY KOVACS, individually and as
Personal Representative of THE
ESTATE OF ROBIN HAMRICK,

Plaintiff,

v.

LIFE CARE CENTERS OF
AMERICA, INC., LAKE VUE
OPERATIONS, LLC, ELLIE
BASHAM,

Defendants.

CASE NO. C21-740 MJP

ORDER ON MOTIONS IN LIMINE

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2 This matter comes before the Court on the Parties Joint Motions in Limine (Dkt. No. 61),
3 Plaintiffs' Motions in Limine (Dkt. No. 62), and Defendants' Motions in Limine (Dkt. No. 63).
4 Having reviewed the Motions, the Responses (Dkt. Nos. 67, 69), and all supporting materials and
5 having held a pretrial conference on this matter on April 6, 2023, the Court ORDERS as follows:

- 6 1. The Court GRANTS the Joint Motions in Limine.
- 7 2. The Court WITHHOLDS ruling on Plaintiffs' Motions in Limine Numbers 1, 2,
8 4, 6, and 7.
- 9 3. The Court DENIES Plaintiffs' Motion in Limine Number 3.
- 10 4. The Court GRANTS in part Plaintiffs' Motion in Limine Number 5 and will not
11 allow the Parties to refer to Covid-19 as a "new" coronavirus, but they may refer
12 to it as a "novel" virus.
- 13 5. The Court GRANTS in part Defendants' Motion in Limine lettered "A." The
14 Court will exclude evidence as to the size of the outbreak and number of residents
15 who died at the nursing home where Mary Dreyfuss and Robin Hamrick lived as
16 to any time period after Hamrick's death. The Court DENIES in part this Motion
17 and will allow such evidence for the time period preceding Hamrick's death.
- 18 6. The Court WITHHOLDS ruling on Defendants' Motion in Limine lettered "B".
- 19 7. The Court DENIES the Defendants' Motion in Limine Lettered "C".

20 The clerk is ordered to provide copies of this order to all counsel.

21 Dated April 6, 2023.

22 

23 Marsha J. Pechman
24 United States Senior District Judge